

## YANKTON COUNTY COMMISSION MEETING

August 15, 2023

The regular meeting of the Yankton County Commission was called to order by Chairman Don Kettering at 6:00 p.m. on Tuesday, August 15, 2023.

Roll call was taken with the following Commissioners present: Ryan Heine, John Marquardt, Dan Klimisch, Wanda Howey-Fox and Don Kettering.

There were no conflicts of interest reported by Commissioners.

**Action 23267C:** A motion was made by Fox and seconded by Heine to approve the meeting agenda. All present voted aye; motion carried, 5-0.

There were no public comments. Chairman Kettering closed public comment.

Jen Wechsler, Yankton County Nurse, appeared before the board to present the second quarter report for 2023.

**Action 23268N:** A motion was made by Klimisch and seconded by Fox to accept the second quarter 2023 report from the County Nurse. A detailed report is on file with the County Auditor. All present voted aye; motion carried, 5-0.

Commissioner Klimisch presented a request from Jeff Pfeifle, Yankton County Building & Grounds Supervisor, due to an employee retiring. Mr. Pfeifle would like to hire someone early for cross training purposes.

**Action 23269C:** A motion was made by Klimisch and seconded by Marquardt to approve the request. All present voted aye; motion carried, 5-0.

Highway Superintendent Mike Sedlacek appeared before the board for approval of the bid submitted from Water Management Solutions LLC., in the amount of \$78,270 for repair on the Jim River Road. There will also be riprap estimated at \$50,000.00. Sedlacek said he will apply for a grant from Jim River Water Development District for the riprap. Total cost for the project is \$128,270.00.

**Action 23270Hwy:** A motion was made by Marquardt and seconded by Fox to approve the project contingent to the grant application at \$78,270.00.

Jody Kludt spoke during the discussion.

**Action 23271Hwy:** A motion was made by Marquardt to approve the project contingent to the \$50,000 grant for a total amount of \$128,270.00.

Commissioner Marquardt withdrew motions 23270 and 23271.

**Action 23272Hwy:** A motion was made by Marquardt and seconded by Klimisch to approve the project for \$128,270.00. All present voted aye; motion carried, 5-0.

**Action 23273RD:** A motion was made by Fox and seconded by Marquardt to accept the petition submitted to form the Sundance Ridge Road District. All present voted aye; motion carried, 5-0.

Jess Tramp, President of the Town of Mission Hill Board of Trustees, appeared before the board to request either the county give or transfer a property to the Town of Mission Hill, or the county compensate the town for mowing it in the future. Otherwise, maintenance of the property will fall to the county per town ordinance.

**Action 23274C:** A motion was made by Klimisch and seconded by Fox to transfer property legally described as Lots 11 and 12 & S2 Lot 13 Block 3 of Van Osdel's Addition to the Town of Mission Hill. All present voted aye; motion carried, 5-0.

There was a reading on an Emergency Temporary Zoning Ordinance.

Lauren Nelson spoke on the proposed ordinance.

**Action 23275C:** A motion was made by Heine and seconded by Fox to approve the Ordinance with the changes to Sections 503 and item 40 of Section 507; Solar Energy systems/farms over fifty (50) Kikowatts and projects equal to or above one hundred (100) Kilowatt's after SD Public Utility Commission permit approval. Roll call vote was taken with Heine, Fox, Marquardt, Klimisch and Kettering voting aye; motion carried, 5-0.

**Action 23276Z:** A motion was made by Klimisch and seconded by Marquardt to adopt the following resolution: Whereas it appears Randy Svendsen, owner of record, has caused a plat to be made of Tract 1 Svendsen Addition in the NE1/4NW1/4 of Section 02-94N-55W, hereinafter referred to as Mission Hill North Township, County of Yankton, S.D., and has submitted such plat to the Yankton County Planning Commission and Yankton County Commission for approval. Now therefore be it resolved that such plat has been executed according to law and conforms to all existing applicable zoning, subdivision, erosion and sediment control and same is hereby approved. County Auditor is hereby authorized and directed to endorse on such the proper resolution and certify the same. All present voted aye; motion carried, 5-0.

**Action 23277Z:** A motion was made by Fox and seconded by Klimisch to adopt the following resolution: Whereas it appears John Blackburn, owner of record, has caused a replat to be made of the following real property: Lot 9, Lakeview Terrace, SE1/4, NW1/4, NE1/4, SW1/4, and portion SE1/4, NW1/4 in Section 18-93N-56W, hereinafter to be known as Lot 9A and Lot 9B, Lakeview Terrace, SE1/4, NW1/4, NE1/4, SW1/4 of Section 18-T93N-

56W referred to as Utica South Township, County of Yankton, S.D., and has submitted such plat to the Yankton County Planning Commission and Yankton County Commission for approval. Now therefore be it resolved that such plat has been executed according to law and conforms to all existing applicable zoning, subdivision, erosion and sediment control and same is hereby approved. County Auditor is hereby authorized and directed to endorse on such the proper resolution and certify the same. All present voted aye; motion carried, 5-0.

Ambulance Director Eric Van Dusen presented a proposal from AP Triton to conduct a comprehensive study of the emergency medical ambulance system and services provided by Yankton County. Van Dusen also said Yankton City Commission approved to pay half of the cost of the study.

**Action 23278C:** A motion was made by Marquardt and seconded by Heine to approve AP Triton to conduct the comprehensive study. All present voted aye; motion carried, 5-0.

Deputy States Attorney Deb Lillie presented the Diversion Coordinator job description for approval.

**Action 23279C:** A motion was made by Fox and seconded by Marquardt to approve the job description for the Diversion Coordinator. Roll call vote was taken with Fox, Marquardt, Heine and Kettering voting aye; Klimisch voting nay; motion carried, 4-1.

The board discussed a proposed resolution to increase the County Wheel Tax from four tires up to twelve per state law SDCL 32-5A-1, currently it is \$5.00 per tire up to four. The resolution will be presented at the next commission meeting.

**Action 23280C:** A motion was made by Fox and seconded by Marquardt to approve the following resolution. Roll call vote was taken with Fox, Marquardt, Heine, Klimisch and Kettering voting aye; motion carried, 5-0.

## **YANKTON COUNTY RESOLUTION #23-5**

### **FOR THE ESTABLISHMENT OF AN ADMINISTRATIVE FEE FOR CERTAIN TITLE AND REGISTRATION SERVICES**

**WHEREAS,** South Dakota allows non-residents and residents the ability to apply for certificate of title for motor vehicles and large boats entirely by mail; and,

**WHEREAS,** applicants for certificate of titles that are processed entirely by mail are more time consuming and result in higher administrative expenses and allocation of staff time for the Treasurer's Office; and,

**WHEREAS,** SDCL 32-3-18.1 allows counties to charge an administrative fee for certificate of title applications for motor vehicle titles completed entirely by mail; and,

**WHEREAS,** SDCL 32-3A-21.1 allows counties to charge an administrative fee for certificate of title applications for large boats, subject to titling under SDCL 32-3A-20 to 32-3A-32, completed entirely by mail; and,

**WHEREAS**, pursuant to SDCL 7-8-20(7), the Yankton County Commission is empowered with the responsibility to superintend the fiscal concerns of the county and secure their management in the best possible manner;

**NOW THEREFORE BE IT RESOLVED** that, the Yankton County Treasurer's Office will charge an administrative fee of \$25.00 for any certificate of title application, pursuant to SDCL 32-3A-20, 32-3A-21 and 32-3-18, that is received and processed entirely by mail. This resolution shall become effective on the date it is signed by the Chair of the Yankton County Commission.

DATED THIS 15<sup>th</sup> DAY OF August, 2023.

Yankton County Chairman, Don Kettering /s/

ATTEST: Patty Hojem, Yankton County Auditor /s/

The board discussed housing issue in Yankton County, the board agreed to form a housing task force to examine affordable housing issues in the County. Commissioners Kettering and Klimisch agreed to serve on the task force.

**Action 23281C:** A motion was made by Klimisch and seconded by Marquardt to form a housing task force. All present voted aye; motion carried, 5-0.

Commissioner Kettering asked if the board members sent there plans to District III for the strategic planning items.

**Action 23282C:** A motion was made by Klimisch and seconded by Marquardt to approve the July 28, 2023 Meeting minutes. All present voted aye; motion carried, 5-0.

**Action 23283C:** A motion was made by Marquardt and seconded by Heine to approve the August 1, 2023 Meeting minutes. All present voted aye; motion carried, 5-0.

**Action 23284C:** A motion was made by Fox and seconded Klimisch to approve claims:

**Commissioners:** First Bankcard (Supplies) \$68.33; First Bankcard (Rental) \$212.40; Yankton County Observer (Publishing) \$307.91; SD Association of County Officials (Travel) \$1,000.00; Yankton Daily Press & Dakotan (Publishing) \$406.56; Clarity Telecom, LLC (Utilities) \$50.50; **Elections:** Qualified Presort Service (Supplies) \$183.06; **Court:** Avera Sacred Heart Hospital (Lab) \$3,650.00; Certified Languages International (Prof Services) \$226.05; Patricia LaCroix (Minor) \$300.00; John Billings (Prof Services) \$6,741.00; Grand Jury (Fees) \$503.04; LaCroix Law Office (Neglected) \$1,177.75; Department of Health (Lab) \$1,210.00; Dean Schaefer (Prof Services) \$506.00; Thomson Reuters-West (Supplies) \$1,040.42; Yankton Daily Press & Dakotan (Other) \$47.82; **Auditor:** Qualified Presort Service (Supplies) \$223.32; SD Association of County Officials (Travel) \$200.00; One Office Solution (Maintenance) \$196.52; Thomson Reuters-West (Supplies) \$172.11; LEAF (Rentals) \$183.35; Clarity Telecom, LLC (Utilities) \$121.26; **Treasurer:** LEAF (Rentals) \$121.07; Qualified Presort Service (Supplies) \$401.98; SD Association of County Officials (Travel) \$200.00; One Office Solution (Maintenance) \$8.44; Yankton County Treasurer (Supplies)

\$82.74; Clarity Telecom, LLC (Utilities) \$197.56; **Data Processing:** First Bankcard (Maintenance) \$57.49; Clarity Telecom, LLC (Utilities) \$718.82; **States Attorney:** Century Business Products (Rentals) \$200.97; Century Business Products (Maintenance) \$277.92; Culligan (Supplies) \$109.92; Susan Adam (Prof Services) \$796.86; Qualified Presort Service (Supplies) \$142.38; Thomson Reuters-West (Supplies) \$201.58; **Government Center:** Menards (Supplies) \$412.64; Menards (Maintenance) \$51.69; MidAmerican Energy (Utilities) \$382.79; Olson's Pest Technicians (Maintenance) \$155.00; Yankton Winnelson Company (Supplies) \$25.00; Clarity Telecom, LLC (Utilities) \$25.25; **Director of Equalization:** Clubhouse Hotel & Suites (Travel) \$390.64; Riverside Technologies, Inc. (Rentals) \$3,566.00; First Bankcard (Supplies) \$42.56; First Bankcard (Travel) \$55.00; Microfilm Imaging Systems (Maintenance) \$120.00; Qualified Presort Service (Supplies) \$211.26; One Office Solution (Maintenance) \$117.97; Clarity Telecom, LLC (Utilities) \$193.50; **Register of Deeds:** Executive Management Finance (Supplies) \$46.50; Qualified Presort Service (Supplies) \$66.30; SD Association of County Officials (Travel) \$200.00; One Office Solution (Supplies) \$188.67; One Office Solution (Maintenance) \$60.98; Clarity Telecom, LLC (Utilities) \$172.40; **Veterans Service Office:** Qualified Presort Service (Supplies) \$16.34; One Office Solution (Maintenance) \$8.64; SDVSOA (Travel) \$100.00; LEAF (Rentals) \$59.15; Clarity Telecom, LLC (Utilities) \$25.25; **Safety Center Building:** Kopetsky's Ace Hardware (Maintenance) \$61.98; Clarity Telecom, LLC (Utilities) \$823.91; City of Yankton (Dumpster Fees) \$64.00; Cole Papers, Inc. (Supplies) \$322.42; AGAP LLC dba Power Source Electric (Maintenance) \$58.41; Johnson Controls, Inc. (Maintenance) \$967.82; Menards (Supplies) \$129.94; Menards (Maintenance) \$262.57; MidAmerican Energy (Utilities) \$1,025.10; **Sheriff:** Southern Police Institute (Travel) \$323.68; City of Yankton (Fuel) \$2,761.35; Xtreme Car Wash (Maintenance) \$114.00; Cardmember Services (travel) \$476.35; Jack's Uniforms & Equipment (Ballistic Vests) \$2,913.53; Northtown Automotive (Maintenance) \$359.20; Pennington County Jail (Travel) \$1,183.00; Qualified Presort Service (Maintenance Contract) \$296.02; Lewis & Clark Ford Lincoln (Maintenance) \$455.53; Two Way Solutions, Inc. (Maintenance) \$953.99; One Office Solution (Supplies) \$212.38; Asia Motors, Inc. (Auto Equipment) \$32,300.00; **County Jail:** Avera Health dba Avera Staffing Solutions (Prof Services) \$20.00; Avera Sacred Heart Hospital (Prof Services) \$3,668.71; Boller Printing Co. (Supplies) \$288.00; Scotty Family Dentistry, Inc. (Prof Services) \$581.00; Horwath Laundry Equipment (Prof Services) \$1,177.60; Horwath Laundry Equipment (Maintenance) \$1,019.67; Charm-Tex (Supplies) \$571.40; Jerry Sorbel (Prof Services) \$860.00; Culligan (Food Services) \$33.98; Cardmember Services (Travel) \$564.48; Cardmember Services (Uniforms) \$94.29; Cardmember Services (Supplies) \$269.44; Trinity Services Group (Food Services) \$10,039.27; Avera Medical Group Hospital (Prof Services) \$217.79; Avera Medical Group Radiology (Prof Services) \$159.55; JCL Solutions (Supplies) \$3,831.01; Overhead Door Company of Sioux City, Inc. (Maintenance) \$125.00; Top Notch Window Cleaning (Prof Services) \$200.00; Yankton Rexall Drug Co. (Prof Services) \$2,304.28; Yankton Medical Clinic (Prof Services) \$1,751.12; **Coroner:** Sanford Health (Prof Services) \$2,591.00; **Juvenile Detention:** Minnehaha County Juvenile Detention Center (Rentals) \$17,399.49; **Yankton Area Search and Rescue:** City of Yankton (Supplies) \$89.54; Premier Ventures, LLC (Supplies) \$637.00; First Bankcard (Supplies) \$1,085.19; **Care of Poor:** Avera Sacred Heart Hospital (Prof Services) \$6,569.21; Opsahl-Kostel Funeral Home (Prof Services) \$500.00; Qualified Presort

Service (Supplies) \$118.51; **Public Health Nurse:** Qualified Presort Service (Supplies) \$26.04; Clarity Telecom, LLC (Utilities) \$201.94; **Ambulance:** Avera Sacred Heart Hospital (Supplies) \$478.79; Bound Tree Medical, LLC (Supplies) \$948.64; City of Yankton (Supplies) \$1,641.33; CLIA Laboratory Program (Prof Services) \$180.00; Cintas (Maintenance) \$156.94; Amazon Capital Services (Supplies) \$369.93; First Bankcard (Supplies) \$426.44; First Bankcard (Prof Services) \$86.11; Larry's Heating & Cooling (Maintenance) \$90.27; Menards (Supplies) \$92.38; Yankton Medical Clinic (Prof Services) \$118.00; **WIC:** Dawn Kirchner (Supplies) \$15.92; **Mentally Handicapped:** Avera Sacred Heart Hospital (Prof Services) \$1,000.00; SD Achieve dba Lifescape (Misc.) \$120.00; **Mental Health Centers:** Ability Building Services (2<sup>nd</sup> Half Allotment) \$11,192.50; **Mental Illness Board:** Blackburn & Stevens Prof LLC (Hearings) \$21.40; Val Larson (Hearings) \$24.00; Mark Katterhagen (Hearings) \$24.00; Lewis & Clark Behavioral Health Services (Hearings) \$1,065.00; Lincoln County Treasurer (Hearings) \$2,616.23; Luci Lewno (Hearings) \$561.70; **Historical Sites:** Cramer Kenyon Heritage Home (2<sup>nd</sup> Half Allotment) \$1,000.00; **County Extension:** Clarity Telecom, LLC (Utilities) \$373.91; Lisa Barger (4-H) \$40.00; Kathy Jorgensen (4-H) \$40.00; Adam Haberman (4-H) \$40.00; Morgan Korthals (4-H) \$40.00; Joan Miller (4-H) \$40.00; Bobbie Moehring (4-H) \$40.00; Stephanie Burgeson (4-H) \$40.00; Nadeen Peterson (4-H) \$40.00; Rose Hauger (4-H) \$40.00; Elijah Berry (4-H) \$40.00; Jackie Dickes (4-H) \$40.00; Paul Harens (4-H) \$40.00; Will Sanger (4-H) \$40.00; Blake Yonke (4-H) \$40.00; Adam Andrew (4-H) \$200.00; John Eilertson (4-H) \$254.04; Taylor Arens (4-H) \$69.38; Jake Nikkel (4-H) \$189.78; Cheryl Havermann (4-H) \$40.00; Jolene Kralicek (4-H) \$40.00; Reynold Loecker (4-H) \$100.00; LEAF (Rentals) \$402.68; Matt Mette (4-H) \$196.90; MidAmerican Energy (Utilities) \$9.83; Danielle Schurman (4-H) \$41.25; Northwestern Energy (Utilities) \$262.96; One Office Solution (Supplies) \$183.02; **Weed:** Bomgaars (Supplies) \$17.47; NAPA Auto Parts of Yankton (Supplies) \$53.88; First Bankcard (Supplies) \$18.75; Kaiser Appliance & Refrigeration (Supplies) \$38.99; One Office Solution (Supplies) \$24.96; **Planning and Zoning:** Microfilm Imaging Systems (Maintenance) \$70.00; Pheasantland Industries (E911 Signs) \$128.59; SD Association of County Officials (Travel) \$200.00; One Office Solution (Maintenance) \$100.08; One Office Solution (Supplies) \$875.48; Yankton Daily Press & Dakotan (Publishing) \$60.87; Clarity Telecom, LLC (Utilities) \$50.50; **Highway:** Bomgaars (Supplies) \$50.49; B-Y Electric (Utilities) \$70.79; B-Y Water District (Utilities) \$89.25; NAPA Auto Parts of Yankton (Maintenance) \$257.98; Knife River-South Dakota (Supplies) \$94,785.76; Denker Tool Service (Supplies) \$192.64; Dakota Battery, LLC (Maintenance) \$293.90; Rush-Co. (Supplies) \$1,085.00; Janssen's Garbage Service (Utilities) \$50.00; Longs Propane, Inc. (Supplies) \$62.90; LEAF (Supplies) \$124.98; MidAmerican Energy (Utilities) \$28.56; Yankton County Observer (Publishing) \$13.19; Riverside Hydraulics & Labs (Supplies) \$246.23; SD Department of Transportation (Bridges) \$4,007.66; Southeastern Electric Co. (Utilities) \$41.25; Truck Trailer Sales Service (Supplies) \$172.32; One Office Solution (Supplies) \$24.97; Yankton Daily Press & Dakotan (Publishing) \$33.42; Yankton Janitorial Supply (Supplies) \$417.00; Clarity Telecom, LLC (Utilities) \$141.02; **E911:** Clarity Telecom, LLC (Utilities) \$1,214.39; CenturyLink (Utilities) \$166.50; Justice Fire & Safety (Maintenance) \$251.00; **Emergency Management:** B-Y Electric (Utilities) \$54.00; Xtreme Car Wash (Maintenance) \$139.20; Verizon (Utilities) \$122.15; ESRI (Prof Services) \$440.00; First Bankcard (Supplies) \$1,264.15; First Bankcard (Prof Services) \$88.98; First Bankcard

(Travel) \$81.93; First Bankcard (Maintenance) \$226.91; Midcontinent Communications (Utilities) \$172.84; tabor Lumber Coop. (Supplies) \$268.14; One Office Solution (Supplies) \$1,103.63; LEAF (Rentals) \$139.75; **County Buildings:** Kopetsky's Ace Hardware (Supplies) \$316.50; Culligan (Misc.) \$219.00; **24/7 Program:** Precision Kiosk Technologies (Supplies) \$1,350.00; PharmChem, Inc. (Supplies) \$2,281.85; Redwood Toxicology Laboratory (Supplies) \$359.00; Redwood Toxicology Laboratory (Prof Services) \$318.24; **M & PR Fund:** Andersen Telecom, LLC (Other) \$1,607.15; **Non-Departmental:** Satellite Tracking of People (Tracking Monitors) \$45.50; Byron Nogelmeier (CAM Daily Fee) \$2,909.00; Byron Nogelmeier (State Participation Fee) \$158.00; SD Department of Revenue (Motor Vehicle Fees) \$518,515.83; SD Department of Revenue (Waste Fee) \$6,529.25; SD Department of Revenue (ROD Fees) \$1,810.00; SD Department of Revenue (Services-HSC) \$2,817.86; SD Department of Revenue (Services-Redfield) \$180.00; SDACO (M & PR Fund) \$550.00. General Fund \$158,791.25; Road & Bridge \$102,189.31; Emergency Management \$4,101.68. All present voted aye; motion carried, 5-0.

**Action 23285UD:** A motion was made by Fox and seconded by Klimisch to approve the Auditor's Monthly Settlement with the Treasurer and Pooled Cash Report as of July 31, 2023 showing Total Cash of \$15,229,429.65. The General Fund was \$11,413,681.93; Special Funds were \$1,866,496.26; and Trust and Agency Funds were \$1,949,251.46 adding to a Grand Total of General Ledger Cash and Investments of \$15,229,429.65. A detailed report is on file with the County Auditor. All present voted aye; motion carried, 5-0.

**Action 23286Amb:** A motion was made by Klimisch and seconded by Fox to supplement the Yankton County Ambulance budget due to unanticipated insurance revenue in the amount of \$3,405.82. All present voted aye; motion carried, 5-0.

**Action 23287C:** A motion was made by Klimisch and seconded by Marquardt to approve the second quarter Mental Illness hearings income report for 2023. A detailed report is on file with the County Auditor. All present voted aye; motion carried.

**Action 23288AUD:** A motion was made by Marquardt and seconded by Fox to approve the budgeted cash transfer of \$160,000.00 from the General Fund to Emergency Management Services and \$400,000 from the General Fund to Highway Department. All present voted aye; motion carried, 5-0.

There were no public comments. Chairman Kettering closed public comment.

**Commissioner updates:** SD Assoc. of County Commissions meeting, Grant for Stone Church Road, Solar Task Force, software updates and Juvenile housing.

There was no executive session.

**Action 23289C:** A motion was made by Fox and seconded by Klimisch to adjourn. All present voted aye; motion carried, 5-0.

The next regular meeting will be Tuesday, September 5, 2023 at 6:00 p.m.

**Don Kettering**, Chairman  
Yankton County Commission

ATTEST:

**Patty Hojem**, County Auditor  
Yankton County